

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

PORTLAND DIVISION

FEDERAL TRADE COMMISSION,  
STATE OF ARIZONA,  
STATE OF CALIFORNIA,  
DISTRICT OF COLUMBIA,  
STATE OF ILLINOIS,  
STATE OF MARYLAND,  
STATE OF NEVADA,  
STATE OF NEW MEXICO,  
STATE OF OREGON, and  
STATE OF WYOMING,

Plaintiffs,

v.

THE KROGER COMPANY and  
ALBERTSONS COMPANIES, INC.,

Defendants.

Case No.: 3:24-cv-00347-AN

**[PROPOSED] ORDER REGARDING  
SCOPE OF THE RECORD FOR THE  
PRELIMINARY INJUNCTION  
HEARING**

Upon consideration of Defendants' Position on the Scope of the Record, the Court determines that the record will consist only of documents the Parties introduce into evidence during the preliminary injunction proceeding, unless otherwise specifically provided by the Court. It is hereby

ORDERED that the Parties may submit documents for entry into the record during the preliminary injunction hearing, which the Court will consider on a case-by-case basis.

SO ORDERED.

UNITED STATES DISTRICT JUDGE

DATED: \_\_\_\_\_, 2024

[PROPOSED] ORDER REGARDING  
SCOPE OF THE RECORD